

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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KOBRA BRAND CORP.,

Plaintiff,

-against-

L&L S.A.S., JEAN PAUL LAFRAGETTE  
and BEATRICE LAFRAGETTE,

Defendants.  
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DEBORAH A. BATTS, United States District Judge.

The Court's records indicate that all of the Defendants in this matter have been served. To date, the Defendants have failed to answer the Complaint. Despite the Defendants' default, Plaintiff has failed to prosecute this action.

Accordingly, if Plaintiff fails either TO SHOW CAUSE or to move for Default Judgment against the Defendants by June 23, 2008, this case shall be dismissed, with prejudice, for failure to prosecute. See Lyell Theatre Corp. v. Loews Corp., 682 F.2d 37, 42 (2d Cir. 1982) ("[T]he authority of a federal trial court to dismiss a plaintiff's action with prejudice because of his failure to prosecute cannot seriously be doubted." (quoting Link v. Wabash R.R. Co., 370 U.S. 626, 629 (1962))).

SO ORDERED.

Dated: New York, New York  
May 23, 2008



Deborah A. Batts  
United States District Judge

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07 Civ. 8647 (DAB)  
ORDER TO SHOW CAUSE